

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Public Services—Irrigation & CAD Department— certain allegations of dereliction of duties against Sri B. Radhamohan Reddy, Assistant Engineer, SRSP Stage-II Circle, K.C.Camp Chintagattu, Warangal - Departmental proceedings initiated - Departmental proceedings under Rule-20 of the A.P. Civil Services (CC&A) Rules, 1991- Articles of charge - Issued

=====

IRRIGATION & CAD (SER.X.1) DEPARTMENT

G.O.Rt.No. 232

Dated: 12.03.2013.

O R D E R:

It is proposed to hold an enquiry against Sri B. Radhamohan Reddy, Assistant Engineer, SRSP Stage-II Circle, K.C. Camp Chintagattu, Warangal in accordance with the procedure laid down in Rule 20 of the A.P. Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of Articles of charge. (Annexure-I), statement of imputations of misconduct and misbehavior (Annexure-II), a list of documents by which and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure. III & IV).

3. Sri B.Radhamohan Reddy, Assistant Engineer, SRSP Stage-II Circle, K.C.Camp Chintagattu, Warangal is directed to submit his Written Statement of defense, if any, within (10) days of the receipt of this order and also state whether he desires to be heard in person.

4. Sri B.Radhamohan Reddy, Assistant Engineer , SRSP Stage-II Circle, K.C.Camp Chintagattu, Warangal, is informed that an inquiry will be held only in respect of those articles of charge which are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri B.Radhamohan Reddy, Assistant Engineer , SRSP Stage-II Circle, K.C.Camp Chintagattu, Warangal , is further informed that if he does not submit his Written Statement of Defense on or before the date specified in para-3 above, further action will be processed basing on the material available.

6. Attention of Sri B.Radhamohan Reddy, Assistant Engineer SRSP Stage-II Circle, K.C.Camp Chintagattu, Warangal, is invited to Rule 24 of the A.P. Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to take further his interest in respect of matters pertaining to his service under the Government, if any representation is received on his behalf from another person in respect of any matter, it will be dealt with in these proceedings.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHAILENDRA KUMAR JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri B. Radhamohan Reddy, Assistant Engineer,
SRSP Stage-II Circle, K.C.Camp Chintagattu,
Warangal through the Engineer-in-Chief (Administration Wing),
Irrigation & CAD Department, Hyderabad.

Copy to:-

The Engineer-in-Chief (Administration Wing),
Irrigation & CAD Department, Hyderabad.
SF/SC

//FORWARDED: : BY ORDER//

SECTION OFFICER

Annexure – I

Articles of charges framed against Sri B.Radhamohana Reddy, Assistant Engineer.

Sri B. Radhamohana Reddy Assistant Engineer has committed dereliction of duties amounting to misconduct in violation of Rule (3) of APCS (Conduct) Rules 1964 as mentioned in the following articles of charges.

Articles of Charge : That the said Sri B. Radhamohana Reddy while functioning as Assistant Engineer in the office of the Superintending Engineer I&CAD SRSP Stage II Circle KC Camp Chintagattu, has processed and put up proposals to the Superintending Engineer for onward submission to the Chief Engineer for payment of enhanced rates to the agency executing the work, "Earth work excavation and forming embankment including construction of DBM-60 from Km 40.00 to Km 45.00", as recommended by the Executive Engineer Divn.No.3, Thorrur SRSP Stage II. In the proposals the element of control blasting was included for the quantities already executed and paid. By not doing proper scrutiny of the proposals submitted by the Executive Engineer before recommending to the Chief Engineer GLIS for obtaining to approval of the Govt, he has committed misconduct.

SHAIENDRA KUMAR JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED: : BY ORDER//

SECTION OFFICER

Annexure – II

Statement of imputations in support of charges framed against S. Sri A.Vijaya Kumar Superintending Engineer (Retd); B.Ravindra Kumar Dy.SE(A/c) ; G.Narsaiah Dy.EE and B. Radhamohana Reddy AE.

The estimate for the work, "Earth work excavation & Forming embankment including construction of structures of DBM-60 from Km 40.00 to 45.00", was technically sanctioned by Chief Engineer, SRSP-II & Flood Flow Canal, Warangal vide CER No. 62/2004-05, dt. 15-12-2004 for Rs. 549 Lakhs and the work was entrusted to M/s Raghava Constructions, Khammam at 32.49% less over the sanctioned ECV vide L.S AB.No. 10/2005-06 dt. 17-08-2005 with a stipulation to complete the work with in 12 months i.e 16-08-2006.

The Government vide Memo.No. 22983/Maj.Irr.III/A1/2008-1, dt. 12-08-2008 called for a report on the representation of the Agency for payment of relevant SSR for the portion of work executed beyond the agreement period and decide the rate of control blasting.

The financial implications of the proposals as submitted by the Superintending Engineer vide Lr.No.DEE/Technical Sanction/T2/DBM-60/428-29/CE,dt. 01-05-2009 are as follows.

- i) With tender discount Rs. 495,13,342/- i.e (+) 36.67% Excess.
- ii) Without tender discount Rs. 538,25,529/- i.e (+) 48.58% Excess.

The same proposals were submitted to Government by Chief Engineer, GLIS, Warangal vide T.O.Letter CE/GLIS/Wgl/TS/T6/F201 vol.IV/1168, dt. 08-05-2009 and the decision of the Government was sought for the following approvals.

- iii) Specific approval regarding the rate (Rs. 361/- cum) adopted for the HR quantity excavated by control blasting with in the agreement period.
- iv) Necessary orders for payment of enhanced rates with relevant SSR for the work executed beyond the agreement period.

After examining the proposals, the Government have issued instructions vide G.O.Rt.No. 75, dt. 29-01-2010 to adopt the rate of Rs. 361/- per Cum for the HR quantity excavated by the control blasting with tender discount within the agreement period for the work and also for payment of relevant SSRs without price adjustments / escalation for the work executed without tender discount beyond the agreement period in respect of all work items based on the recommendations of the Chief Engineer GLIS, Warangal. Further payment shall be made after obtaining the approval of state level standing committee for the amount to be paid.

As per the instructions of the Government the proposals were submitted to State Level Standing Committee. The State Level Standing Committee after detailed examination of the proposal agreed for revised total payment of Rs. 5,38,25,529/- vide State Level Standing Committee minutes dated 22-02-2010.

After scrutiny of the date the Chief Engineer, GLIS, Warangal accorded sanction for payment of enhanced rates for an amount of Rs. 5,37,84,408/- vide memo No. CE/GLIS/Wgl/TS/T6/F.201.Vol-IV/619, dt. 11-03-2010.

Subsequently the Superintending Engineer had submitted the work slip vide SE/SRSP-II/Wgl Lr.No. TS/T2/DBM-60/316-317/CE,dt. 20-03-2010 duly stating that the quantities proposed in the work slip are based on the record of measurement books and the reason for variation is stated by the Executive Engineer, Division No.3 as erroneous reporting of the quantities in relevant years.

The variation as per the work slip submitted by the Superintending Engineer is as follows:

Sl. No	Description	Amount as per proposals submitted to Govt/SLSC in Rs (Based on wrong submission of quantities by erring officers)	Amount as per workslips in Rs (Actuals as per in Measurement Books)	Excess/ less in Rs. (i.e., Quantum of Error)
1	Amount paid to the agency for the work done quantities within the agreement period	40550449	32436156 (AB.MB.No.135/05-06)	(-) 8114293
2	Amount paid to the agency for the work done quantity during 2006-07	935447	5556826 (AB.MB.No.137/05-06)	(+) 4621379
3	Amount paid to the agency for the work done quantity during 2007-08	1410535	32436156 (AB.MB.No.211/07-08)	(+) 1221230
4	Amount paid to the agency for the work done quantity during 2008-09	10887976	15088831 (AB.MB.No.228/09-10)	(+) 4200855
	TOTAL	53784407	55713578	(+)1929171

Warangal has certified in the comparative statement of the work slip that the period, quantities and specifications reported in the work slip are as per the Measurement Books of the work and they were double checked and found to be correct. Further, the Superintending Engineer vide Lr.No. DEE/TS/T2/DBM-60/634-35/Chief Engineer, dt. 17-06-2010 had also reported that the quantities are as per the final bill abstract Measurement Book (i.e., AB.MB.No.228/09-10).

But not doing proper scrutiny of the proposal submitted by the Executive Engineer Divn.No.3, Thorrur, the officials and Superintending Engineer of SRSP stage II Circle Chintagattu, Committed dereliction of duties.

SHAIENDRA KUMAR JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED: : BY ORDER//

SECTION OFFICER

Annexure – III

List of Documents:

- 1) SE/SRSP-II/Wgl Lr.No. DEE/TS/T2/DBM-60/428-29/CE, Dt. 01-05-2009.
- 2) G.O.Rt.No.75 I&CAD(PW.MAJ.IRR.III) Deptt., Dt. 29-01-2010
- 3) SE/SRSP-II/Wgl Lr.No. DEE/TS/T2/DBM-60/316-17/A/as above/CE, dt.20-3-2010
- 4) CE/GLIS/Wgl Memo.No. TS/T6/F.201.Vol-IV/982, dt. 28-4-2010.
- 5) CE/GLIS/Wgl Lr.No. TS/T6/F.201.Vol-IV/SRSP-II/1235, dt. 15-05-2010
- 6) SE/SRSP-II/Wgl Lr.No. DEE/TS/T2/DBM-60/634-35/CE,Dt.15-05-2010
- 7) Govt. Memo.No. 22983/Maj.Irr.III/A1/2008-3, dt.19-06-2010
- 8) SE/SRSP-II/ DEE/TS/T2/DBM-60/2010, dt.06-07-2010
- 9) List of M.B.Nos. i) AB.MB.NO.135/05-06, ii) AB.MB.NO.137/05-06, iii) AB.MB.NO.211/07-08 iv) AB.MB.NO.228-09-10.

SHAIENDRA KUMAR JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED: : BY ORDER//

SECTION OFFICER

Annexure – IV

List of Witnesses:

NIL

SHAIENDRA KUMAR JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED: : BY ORDER//

SECTION OFFICER